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The Honorable James L. Robart

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

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MERCER INTERNATIONAL INC.,

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Plaintiff,

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vs.

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GATES CAPITAL MANAGEMENT, INC.,
GATES CAPITAL MANAGEMENT GP,
LLC, GATES CAPITAL MANAGEMENT,
L.P., GATES CAPITAL PARTNERS, LLC,
ECF VALUE FUND, L.P., ECF VALUE
FUND II, L.P., ECF VALUE FUND
INTERNATIONAL MASTER L.P., ECF
VALUE FUND INTERNATIONAL LTD.,
and JEFFREY L. GATES,

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Defendants.

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THIS MATTER came for hearing before this Court upon Defendants' Motion for Relief
from Deadline to Answer or Otherwise Respond to Plaintiff's Amended Complaint. Having
considered:

- A. Defendants' Motion for Relief from Deadline to Answer or Otherwise Respond to
Plaintiff's Amended Complaint;
- B. Declaration of Michael E. Swartz in support thereof;

[PROPOSED] ORDER GRANTING
MOTION FOR RELIEF FROM DEADLINE
Case No. 2:16-cv-01864

- 1 -

Bracewell LLP
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Seattle, Washington 98104-7043
Phone 206.204.6200

JLR

1 C. _____ ;
2 D. _____ ;
3 E. _____ ;
4 F. _____ ; and

5 being fully advised on the matter:

6 IT IS HEREBY ORDERED that Defendants' Motion for Relief from Deadline to Answer
7 or Otherwise Respond to Plaintiff's Amended Complaint is GRANTED. Gates Capital
8 Management, Inc., Gates Capital Management GP, LLC, Gates Capital Management, L.P., Gates
9 Capital Partners, LLC (f/k/a Gates Capital Partners, L.P.), ECF Value Fund, L.P., ECF Value
10 Fund II, L.P., and Jeffrey L. Gates shall have until March 6, 2017, to answer or otherwise
11 respond to Plaintiff's Complaint.

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1 SIGNED THIS 22nd DAY OF February, 2017.

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HONORABLE JAMES L. ROBART
UNITED STATES DISTRICT JUDGE

PRESENTED BY:

BRACEWELL LLP

By: /s/ Philip J. Bezanson

By: /s/ Carolyn Robbs Bilanko

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By: /s/ Michael Swartz

By: /s/ Randall Adams

Michael Swartz, *Pro Hac Vice Application Pending*

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CERTIFICATE OF SERVICE

I declare that on February 3, 2017, I caused a true copy of the foregoing document to be served on the following in the manner indicated:

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- ECF
 - Via Hand Delivery
 - Via Facsimile
 - Via U.S. Mail
 - Via Overnight Delivery
 - Via E-Mail per Agreement

*Attorneys for Plaintiff
Mercer International Inc.*

/s/*Victoria Washington*

Victoria Washington
Assistant to Carolyn Robbs Bilanko

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